



## Post Release Community Supervision (PRCS)

Effective October 1, 2011, in conjunction with the California Realignment Act and passage of California Assembly Bill 109, incarcerated individuals released from the California Department of Corrections and Rehabilitation (CDCR) after serving a commitment for non-serious, non-violent, or non-high risk sex offenses are to be supervised by the Probation Department. CDCR will notify Probation of an individual's release at least one month prior and once released CDCR will no longer have jurisdiction over any person who is under Post Release Community Supervision and therefore cannot be returned to prison on a revocation.

This resulted in various changes in procedures which were implemented by the Detentions Processing Division to identify and track these individuals. The following arrest types are accompanied by a Post Release Community Supervision Re arrest form or warrant and a Booking Intake/Personal Property Inventory Form (J-15). See *Prebook Manual* under arrest types [BPRV](#) and [BPCS](#) for examples of Re arrest forms and warrants.

### Post Release Community Supervision - Flash Incarceration:

Flash incarceration is a period of local custody imposed by a probation officer for violations of probation (intermediate sanctions – no judge involved).

<input checked="" type="checkbox"/> The above named PRO offender, now in your custody, is to serve <u>9</u> days of flash incarceration. You are requested to detain the PRO pursuant to PC3453(q).
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The periods of incarceration are not to exceed 10 consecutive days (**NO 4019's/accelerated release credits will be applied**). These incarcerated individuals may be released at any time prior to the completion of the maximum time imposed upon notification from county probation that they are to be released. Completion of a Sentence Calculation Record (J-18) is required. The sentence information indicated on the Post Release Community Supervision Re Arrest Form is entered into the sentence calculation navigator of the Jail Information Management System (JIMS). (See *Prebook Manual* [BPCS](#)).

When an incarcerated individual has completed county flash incarceration, the pre-release/final release disposition is: **CFLR - COUNTY FLASH COMPLETED**.

Release Type: <table border="1"> <tr> <td>CFLR</td> <td>▼</td> <td>COUNTY FLASH COMPLETED</td> <td>▼</td> </tr> </table>	CFLR	▼	COUNTY FLASH COMPLETED	▼
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Agency Released To: <table border="1"> <tr> <td></td> <td>▼</td> <td></td> <td>▼</td> </tr> </table>		▼		▼
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### Custody Status Change-Flash Incarceration to Revocation

If an incarcerated individual is brought into custody on a flash incarceration-Booked Post Release Community Supervision (BPCS) and during the flash incarceration the probation officer decides to revoke the incarcerated individual's PRCS:



The above named PRO offender, now in your custody per PC3453(q), originally scheduled to be released from custody after 9 days is now alleged to have violated his/her post release community supervision conditions of release. The Probation Department is now filing a petition to revoke and you are requested to detain the PRO pursuant to PC3455(a).

- The Booked Post Release Community Supervision arrest will be closed out with the disposition of PRV-Post Release Violation.
- The sentencing information will be removed from the JIMS sentence calculation navigator.
- An additional arrest-Booked Post Release Violator will be completed.

If the probation officer decides to revert to a flash incarceration:

- The arrest BPRV will be closed out with the disposition of RVFL.
- An additional arrest –Booked Post Release Community Supervision will be completed.

***Flash Incarceration requests from counties outside of San Diego are not accepted. In order for a Post Release Community Supervision Violation to be accepted from a county outside of San Diego, it must meet current Out of County warrant requirements and is processed as an Out of County warrant (see Out of County section.)***

#### **Post Release Community Supervision – revocation Proceedings:**

This type of arrest is utilized when an incarcerated individual's probation was revoked and is pending revocation proceedings.

The above named Post Release Community Supervision Offender (PRO), now in your custody, is awaiting further revocation proceedings. The PRO is alleged to have violated his/her post release community supervision conditions and you are requested to detain the PRO pursuant to section PC3455(a).

Superior Court personnel will run the BPRV-Booked Probation Revocation Notify List and calendar both male and female incarcerated individuals for an Order to Show Cause (OSC) hearing. The OSC hearing will be scheduled with a Reason on Calendar of ***POTP-Parole Order to Produce*** within 5 court days following arrest. These hearings are heard Monday through Friday in Central Division department 16 at 1:30pm.

At the OSC hearing the court may impose sentencing up to 180 days or the defendant may be released from custody. Upon completion of court proceedings, if sentencing is indicated, the Sentence Calculation Record (J-18) is completed, and the sentencing information is entered into the sentencing navigator in the Jail Information Management System (JIMS). These incarcerated individuals are entitled to PC 4019/accelerated release credits. ([See Pre-book Manual – BPRV](#)).



**Custody Status Change- Revocation Warrant to Revocation Proceedings (PRO Rearrest Form)**

If incarcerated individual is brought in on a revocation warrant:

SAN DIEGO COUNTY – WARRANT ABSTRACT		071117 19:29HRS
ATTN: LEMON GROVE STN FOR SDSO UNIT #61P1C		
FELONY WARRANT NUMBER: CPR170000 ISSUED: 062817		
NO BAIL	MANDATORY APPEARANCE	NIGHT SERVICE
AUTHORIZED		
NAME: LECTER	HANNIBAL	SSN:
198191011		
ADDRESS:		
DOB: 123137 SEX: M RACE: W HT: 5-07 WT: 201 HAIR: WHITE EYE: BLU		
JUDGE: BRUCE-LYLE DESIREE A.		
COURT: SAN DIEGO SUP. DEPT 16 220 W. BROADWAY, SAN DIEGO, CA		
CHARGE: 3455 (B) (2)	PC1 : ORIGINAL CHARGE: 496 (D)	PC2

and a PRO Rearrest Form is received:

<input checked="" type="checkbox"/> The above named Post Release Community Supervision Offender (PRO), now in your custody, is awaiting further revocation proceedings. The PRO is alleged to have violated his/her post release community supervision conditions and you are requested to detain the PRO pursuant to section <b>PC3455(a)</b>
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Code Section	Description	CL	DV	Court	Court Dt/Tm	ROC	Document #
3455(B)(2) PC	PRCS REVOCATION WA	F			00-00-0000 0000		CPR140618
3455(A) PC	PRCS REVOCATION	F		SD16	12-04-2017 1330	POTP	CPR140618

- The charge 3455 (B)(2) PC will be closed out with the disposition of OTH. **\*\*\*IMPORTANT\*\*\*** Make note of the POTP court date before removing.
- Add the charge of 3455(A) PC per the PRO Rearrest Form with the previously scheduled POTP date. (An additional arrest will not be completed).

If the warrant is converted directly to a flash incarceration:

- The arrest will be closed out with the disposition of RVFL- Revocation to Flash Incarceration.
- Generate an additional arrest- Booked Post Community Supervision (BPCS).

**Custody Status Change- Revocation Proceedings to Flash Incarceration**

If an incarcerated individual is brought into custody on a Booked Probation Revocation (BPRV) and the probation officer decides to impose a flash incarceration during the violation process:



The above named PRO offender is now in your custody per  PC3455(b)(1) (PRO Warrant) or  PC3455(a) (revocation). You are requested to convert the booking to PC3453(q) "FLASH INCARCERATION" and release the PRO on 08/18/17. The PRO offender may be released to  SELF or  \_\_\_\_\_ (name) at < \_\_\_\_\_ (time) for transportation to < \_\_\_\_\_ treatment program.

- Close out the arrest with the disposition of **RVFL- Revocation to Flash Incarceration** and remove the POTP court date.
- Generate an additional arrest- Booked Post Community Supervision (BPCS).
- If before the OSC hearing, probation will notify the court directly of the custody status change so they can vacate the hearing.

*(Reference: [Custody Status Change Re: Post Release Community Supervision Offenders Training Bulletin](#);*

*[Scheduling of Order To Show Cause Hearings for State Parole and Probation Revocation Arrests Training Bulletin](#)*

#### **POST RELEASE COMMUNITY SUPERVISION RELEASE PER PC 3063.1**

3063.1 PC - California Penal Code section 3063.1 states: "Parole shall not be suspended or revoked for the commission of a non-violent drug possession offense or, for violation of any drug-related condition of parole".

Upon finding a PRCS offender's parole status has been suspended or revoked for the commission of a non-violent drug possession offense or, for violation of any drug-related condition of parole, the Probation Department will submit a PRCS-PC 3063.1 Release form authorizing the immediate release of the flash incarceration per PC 3453(q) or revocation proceedings per PC 3455(a). This release authority is not applicable to any other criminal statutes or custody scenarios. The offender will not be released from Sheriff's custody if other matters are still pending.

When this form is received from the Probation Department, it will cite the charge for which the offender was detained (PC 3453(q) or PC 3455(a). The disposition of 3063 will be applied in the Jail Information Management System (JIMS) to close out the BPCS or BPRV arrest. If the offender has no other arrests and/or holds pending, 3063-PRCS RELEASE will be entered in the Release Type field of the JIMS Final Release Navigator at the time of final release.